



NO ID #4

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PTO/SB/64 (10-00)

Approved for use through 10/31/2002. OMB 0651-0031

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

RSW920010013US1

First named inventor: John R. Hind

Application No.: 09/764,541

Group Art Unit: 2131

Filed: January 17, 2001

Examiner:

Title: Technique for Digitally Notarizing a Collection of  
Data Streams

Attention: Office of Petitions  
Assistant Commissioner for Patents  
Box DAC  
Washington, D.C. 20231

NOTE: If information or assistance is needed in completing this form, please contact Petitions  
Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a  
notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the  
expiration date of the period set for reply in the Office notice or action plus an extensions of time  
actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications  
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

☐ Small entity-fee \$\_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$1,300.00 (37 CFR 1.17(m))

**2. Reply and/or fee**

**A. The reply and/or fee to the above-noted Office action in**

the form of Substitute Drawings (identify type of reply):

- ☐ has been filed previously on \_\_\_\_\_.
- ☒ is enclosed herewith.

**B. The issue fee of \$\_\_\_\_\_.**

- ☐ has been paid previously on \_\_\_\_\_.
- ☐ is enclosed herewith.

[Page 1 of 2]

Burden Hour Statement: This form is estimated to take 1.0 hour to complete. Time will vary depending upon the needs of the individual case. Any comments on  
the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC  
20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231

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3. Terminal disclaimer with disclaimer fee

☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c)(III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

July 3, 2003

Date

A. Bruce Clay  
Signature

Telephone

Number: (919) 254-6717

A. Bruce Clay

Typed or printed name

IBM Corp., Dept. T81/Bldg. 503  
PO Box 12195

Address

Research Triangle Park, NC 27709

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☒ Other: Substitute Drawings / 9 sheets

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CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Box DAC, Washington, DC 20530  
Mail Stop DAC, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

July 3, 2003

Date

Dianne Lane  
Signature

Dianne Lane

Type or printed name of person signing certificate



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re application of : July 3, 2003  
J. R. Hind, et al : IBM Corporation  
Ser. No. 09/764,541 : Dept.T81/Bldg. 503-3  
Filed January 17, 2001 : P.O. Box 12195  
For: Technique for Digitally Notarizing : Res. Tri. Park, NC 27709  
a Collection of Data Streams : Art Unit: 2131

STATEMENT

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Mail Stop DAC  
Commissioner for Patents  
PO Box 1450  
Alexandria VA 22313-1450

Sir:

In accordance with requirements in the Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) submitted herewith, the following statement is hereby submitted:

On April 4, 2001, a Notice to File Corrected Application Papers was received in this office attached to the Official Filing Receipt. Because it was attached to the OFR, it was not recognized, unintentionally ignored, and filed into the docket folder still attached to the OFR; it was, therefore, not recorded for follow-up, and the requested substitute drawings were not prepared or filed.

On June 16, 2003 a Notice of Abandonment was received in this office listing the failure to reply. Subsequently, the delay in providing the requested substitute drawings was recognized. Due to the aforementioned circumstances Applicants hereby assert that the entire delay was unintentional.

A set of substitute drawings has been prepared which are in compliance with 37 CFR 1.84 as requested in the Notice to File Corrected Application Papers. The drawings (nine sheets) are enclosed, along with a copy of the Notice to File Corrected Application Papers, a copy of the Notice of

S/N 09/764,541

-1-

Docket RSW920010013US1

Abandonment Under 37 CFR 1.53(f) or (g), and the Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b) which also includes the Petition Fee.

Applicants respectfully request acceptance of this submission and a grant of the Petition for Revival.

Respectfully submitted,



A. Bruce Clay, Reg. No. 32,121  
Attorney for Applicants

ABC:jdl

Phone: 919-254-6717  
Fax: 919-254-4330

- enclosures:
1. Petition for Revival of an Application for Patent Abandoned Unintentionally under 37 CFR 1.137(b)
  2. Copy of Notice of Abandonment Under 37 CFR 1.53 (f) or (g) dated 6/5/2003
  3. Copy of Notice to File Corrected Application Papers dated 3/30/2001
  4. Substitute Drawings in compliance with 37 CFR 1.84

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